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Attorneys for Defendant LNT Acquisition, LLC d/b/a
Linens ‘n Things

Dawn Wolf and Jacob J. Hutman,
Individually and On
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

LNT Acquisition, LLC d/b/a Linens ‘n
Things,

Defendant.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CIVIL ACTION NO. 2:14-cv-00407
(FSH)(JBC)

Civil Action

NOTICE OF MOTION TO DISMISS

ORAL ARGUMENT REQUESTED

TO: **Aryeh L. Pomerantz, Esq.**
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*Attorneys for Plaintiffs, Jacob J. Hutman, Individually and On
Behalf of All Others Similarly Situated*

PLEASE TAKE NOTICE that on June 16, 2014, at 10 a.m., or as soon thereafter as counsel may be heard, the undersigned, Cole, Schotz, Meisel, Forman & Leonard, P.A., attorneys for Defendant LNT Acquisition, LLC d/b/a Linens ‘n Things (“LNT”) shall move before the Honorable Faith S. Hochberg, U.S.D.J., at the United States District Court for the District of New Jersey, Martin Luther King, Jr. Federal Building, 50 Walnut Street, Room 5054, Newark, New Jersey 07102, for the entry of an order dismissing the Class Action Complaint filed by Plaintiffs Jacob J. Hutman, Individually and On Behalf of All Others Similarly Situated or in the alternative to dismiss the First Count of the Class Action Complaint and Transfer Venue to the Southern District of California (the “Motion”).

PLEASE TAKE FURTHER NOTICE that in support of the Motion, the undersigned shall rely upon the accompanying Certification of Gavin Mandelbaum, Certification of Nicole G. McDonough, Esq. and brief. A proposed order granting the requested relief also is submitted herewith.

PLEASE TAKE FURTHER NOTICE that LNT hereby requests oral argument on the return date of the Motion if opposition is timely filed.

COLE, SCHOTZ, MEISEL,
FORMAN & LEONARD, P.A.
Attorneys for Defendant LNT Acquisition, LLC
d/b/a Linens ‘n Things

By: /s/ David M. Kohane
David M. Kohane

DATED: May 16, 2014